NOV 2 0 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Applicant Marlan et al.

Title:

DETECTION AND CONTROL OF RESOURCE CONGESTION BY A NUMBER OF

PROCESSORS

Docket No.:

499.750US1

Filed:

July 31, 2003

Examiner:

Ryan A. Dare

Serial No.: 10/631,988

Due Date: November 18, 2006

Group Art Unit: 2186

MS Appeal Brief - Patents

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

We are transmitting herewith the following attached items (as indicated with an "X"):

 \underline{X} Return postcard.

- X Appeal Brief Under 37 CFR 41.37 (29 pgs.).
- X Petition for Extension of Time (1 pg.).
- X Authorization to charge Deposit Account 19-0743 in the amount of \$450.00 to cover the Extension of Time Fee.

If not provided for in a separate paper filed herewith, Please consider this a PETITION FOR EXTENSION OF TIME for sufficient number of months to enter these papers and please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

Customer Number 21186

By: ____

Atty: Grogg A. Peacock

Reg. No. 45,001

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: MS Appeal Brief - Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this day of November, 2006.

Name

Signature

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

(GENERAL)